

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Applicant:</b>	Ian Baird Smith et al.	<b>Confirmation No.</b> 9395
<b>Serial No.:</b>	09/445,043	
<b>Filing Date:</b>	March 20, 2000	<b>Group Art Unit:</b> 3781
<b>Title:</b>	APPARATUS AND METHOD FOR CLOSING OFF THE OPEN END OF A CONTAINER WITH A REMOVABLE FLEXIBLE MEMBRANE COVERED BY A RIGID CAP	<b>Examiner:</b> Robin Annette Hylton
<b>Docket No:</b>	350013-000065	

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**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

In response to the June 8, 2009 Notification of Non-Compliant Appeal Brief, attached is a replacement "Summary of Claimed Subject Matter." Additional remarks are enclosed herewith.

**REMARKS**

Remarks commence on page 2.

**SUMMARY OF CLAIMED SUBJECT MATTER**

Summary of claimed subject matter commences on page 3.

**CLAIMS**

Claims commence on page 5.